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Transmittal Memorandum

BY HAND DELIVERY

TO : Robert Carson Godbey, Esq.

Dana Viola, Esq.

Robert Brian Black, Esq.

Department of the Corporation Counsel

530 S King Street, Room 110

Honolulu, HI 96813

Ian Sandison, Esq. Dean H. Robb, Esq. Tim Lui-Kwan, Esq. Carlsmith Ball LLP

American Savings Bank Tower 1001 Bishop Street, Suite 2200

Honolulu, HI 96813

FROM : Christopher T. Goodin

DATE : October 31, 2011

RE : File No. 2008/SUP-2

We are sending you the following:

Department of Planning and

Permitting

City & County of Honolulu 650 S King Street, 7th Floor

Honolulu, HI 96813

Department of Environmental

Services

City & County of Honolulu 1000 Uluohia Street, Suite 308

Kapolei, HI 96707

(BY CERTIFIED MAIL 7160 3901 9849 0359 9438)

ORIG.	COPIES	DATED	DESCRIPTION
	1	10/31/2011	Intervenors Ko Olina Community Association and Maile Shimabukuro's Second Amended Witness List; Certificate of Service

■ For your information	\Box For signature and return
For your files	☐ For signature, forwarding,
□ Per your request	as noted below & return
☐ Per our conversation	☐ For review & comment
☐ For necessary action	\Box For distribution
\square Are returned herewith	☐ For recording/filing
REMARKS:	

CADES SCHUTTE LLP

CALVERT G. CHIPCHASE 7757-0 CHRISTOPHER T. GOODIN 8562-0

1000 Bishop Street, Suite 1200 Honolulu, Hawai'i 96813-4212

Telephone: (808) 521-9200 Facsimile: (808) 521-9210

E-mail:

cchipchase@cades.com

cgoodin@cades.com

Attorneys for Intervenors KO OLINA COMMUNITY ASSOCIATION and MAILE SHIMABUKURO "11 NCT 31 P2:58

DEPT OF FLANNING AND PERMITTING CITY & COUNTY OF HONGLU.

BEFORE THE PLANNING COMMISSION

OF THE CITY AND COUNTY OF HONOLULU

STATE OF HAWAI'I

In the Matter of the Application of

DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU

To delete Condition No. 14 of Special Use Permit No. 2008/SUP-2 (also referred to as Land Use Commission Docket No. SP09-403) which states as follows:

"14. Municipal solid waste shall be allowed at the WGSL up to July 31, 2012, provided that only ash and residue from H-POWER shall be allowed at the WGSL after July 31, 2012."

FILE NO. 2008/SUP-2

INTERVENORS KO OLINA COMMUNITY ASSOCIATION AND MAILE SHIMABUKURO'S SECOND AMENDED WITNESS LIST

CERTIFICATE OF SERVICE

Contested Case Hearing: December 7, 2011

INTERVENORS KO OLINA COMMUNITY ASSOCIATION AND MAILE SHIMABUKURO'S SECOND AMENDED WITNESS LIST

Intervenors Ko Olina Community Association ("KOCA") and Maile

Shimabukuro (together "Intervenors") submit their second amended witness list in

the matter of the Honolulu Department of Environmental Services' (the "ENV") Application to Modify Special Use Permit No. 2008/SUP-2 by deleting Condition 14 in the Hawai'i Land Use Commission's Order Adopting the Honolulu Planning Commission's Findings of Fact, Conclusions of Law, and Decision and Order with Modifications dated October 22, 2009.

Intervenors reasonably anticipate calling the following witnesses and reserve the right to amend and supplement this list as additional witnesses are identified:

A. Lay Witnesses

Ken Williams Ko Olina Community Association

Maile Shimabukuro

Mona Abadir Honu Group Communications, LLC

Todd Apo

Daniel Banchiu General Manager JW Marriot, Ihilani

Mario Beekes

Dr. Fred Dodge

Wayne Hamada, P.E. Disposal Engineer Honolulu Department of Environmental Services

Duke Hospodar Resort Operations-LLC

Lance Jeffery Ko Olina Weddings & Events Suzanne Jones Recycling Program Branch Chief Honolulu Department of Environmental Services

Kamaki Kanahele

Shad Kane

Manuel S. Lanuevo, P.E. Deputy Director Honolulu Department of Environmental Services

Current and former members of the Mayor's Advisory Committee on Landfill Site Selection

Abbey Seth Mayer Former Director of the Hawai'i Office of Planning

Beverly Munson Resident, Kai Lani AOAO

Lee Munson Resident, Kai Lani AOAO

Masaki Nagamine Watanabe Wedding Corporation

Members of KOCA

Wilma Namumnart Assistant Chief Refuse Division Honolulu Department of Environmental Services

Markus Owens Public Information Officer Honolulu Department of Environmental Services

Representatives of the Honolulu Department of Environmental Services

Representatives of the Honolulu Department of Planning and Permitting

Representatives of the Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34

Representatives of the Hawai'i Department of Health

Representatives of Waste Management of Hawaii, Inc.

Cynthia Rezentes

Neighborhood Board and Blue Ribbon Commission

Steven Serikaku, P.E.

Refuse Planning Engineer of the Honolulu Department of Environmental Services

Timothy E. Steinberger, P.E.

Director

Honolulu Department of Environmental Services

Maeda Timson Kapolei Neighborhood Board

Joseph Yamaoka Resort Management Company LLC

Rebuttal witnesses

Intervenors reserve the right to name additional witnesses identified in discovery or through pleadings or documents served or filed in this case. Intervenors also reserve the right to call any witness identified or called by the ENV and/or Schnitzer Steel Hawaii Corp. ("Schnitzer").

B. Expert Witnesses

Dwight Miller, P.E.

Parametrix, Inc.

Expert in the areas of environmental engineering, landfill design and management, and waste stream management

Experts in the areas of geotechnical engineering, landfill design and management, and/or waste stream management

Rebuttal experts

Intervenors reserve the right to call any expert witness identified or called by the ENV and/or Schnitzer and to name additional witnesses identified in discovery or through pleadings or documents served or filed in this case. DATED: Honolulu, Hawai'i, October 31, 2011.

CADES SCHUTTE A Limited Liability Law Partnership

CALVERT G. CHIPCHASE CHRISTOPHER T. GOODIN

Attorneys for Intervenors KO OLINA COMMUNITY ASSOCIATION and MAILE SHIMABUKURO

BEFORE THE PLANNING COMMISSION

OF THE CITY AND COUNTY OF HONOLULU

STATE OF HAWAI'I

In the Matter of the Application of

DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU

To delete Condition No. 14 of Special Use Permit No. 2008/SUP-2 (also referred to as Land Use Commission Docket No. SP09-403) which states as follows:

"14. Municipal solid waste shall be allowed at the WGSL up to July 31, 2012, provided that only ash and residue from H-POWER shall be allowed at the WGSL after July 31, 2012."

FILE NO. 2008/SUP-2

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

The undersigned certifies that on this day a copy of the foregoing document was duly served on the following persons:

ROBERT CARSON GODBEY, ESQ.
Corporation Counsel
DANA VIOLA, ESQ.
ROBERT BRIAN BLACK, ESQ.
Deputies Corporation Counsel
City and County of Honolulu
530 South King Street, Room 110
Honolulu, Hawai'i 96813

(Hand Delivery)

Attorneys for DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU

DEPARTMENT OF ENVIRONMENTAL SERVICES (Certified Mail) City and County of Honolulu 1000 Uluohia Street, Suite 308 Kapolei, Hawai'i 96707

DEPARTMENT OF PLANNING AND PERMITTING (Hand Delivery) City and County of Honolulu 650 South King Street, 7th Floor Honolulu, Hawai'i 96813

IAN L. SANDISON, ESQ.
DEAN H. ROBB, ESQ.
TIM LUI-KWAN, ESQ.
Carlsmith Ball LLP
American Savings Bank Tower
1001 Bishop Street, Suite 2200
Honolulu, Hawai'i 96813

(Hand Delivery)

Attorneys for Intervenor SCHNITZER STEEL HAWAII CORP.

DATED: Honolulu, Hawai'i, October 31, 2011.

CADES SCHUTTE A Limited Liability Law Partnership

CALVERT G. CHIPCHASE CHRISTOPHER T. GOODIN

Attorneys for Intervenors KO OLINA COMMUNITY ASSOCIATION and MAILE SHIMABUKURO